

COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Judiciary, to which was referred House Bill No. 1368, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 6-4.1-5-10 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 10. (a) After the
- 5 hearing required by section 9 of this chapter, the probate court shall
- 6 determine the fair market value of the property interests transferred by
- 7 the resident decedent and the amount of inheritance tax due as a result
- 8 of his death. The court shall then enter an order stating the amount of
- 9 inheritance tax due and the fees due witnesses under section 4 of this
- 10 chapter. If the court finds that no inheritance tax is due, the court shall
- 11 include a statement to that effect in the order.
- 12 (b) The court shall prepare the order required by this section on the
- 13 form prescribed by the department of state revenue. The court shall
- 14 include in the order a description of all Indiana real property owned by
- 15 the resident decedent at the time of his death. The probate court shall
- 16 spread the order of record in the office of the clerk of the circuit court.

- 1 The clerk shall maintain the orders in a looseleaf ledger.
- 2 (c) **The order described in this section is confidential.**".
- 3 Renumber all SECTIONS consecutively.
(Reference is to HB 1368 as printed January 31, 2003.)

and when so amended that said bill do pass .

Committee Vote: Yeas 10, Nays 0.

Senator Bray, Chairperson